

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
: Timothy L. ROBINSON : Confirmation No.: 7593
: :
Serial No.: 10/840,239 : Group Art Unit: 2624
: :
Filed: May 7, 2004 : Examiner: Dennis Rosario

Title: SYSTEM AND METHOD FOR UPGRADING BIOMETRIC DATA

PRELIMINARY AMENDMENT UNDER 37 C.F.R. §1.116

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 23313-1450

Sir:

This Preliminary Amendment and the concurrently filed Request for Continued Examination constitute a complete and timely reply to the Final Office Action dated October 30, 2008 in the above-identified application. The following remarks are respectfully submitted.

Amendments to the Claims begin on page 2.

Remarks begin on page 11.